G. R. S. IX-5]

Previous references.

1916.-17
(Legis)

File No. 10-16

Serial Nos. 1 to 4

Later references.

(P-12)

GENERAL AND REVENUE SECRETARIAT.

May be retained

O/Dr 2814 31

Serial Nos. 1 to 4

Part B for January 1917

SUBJECT.

Amendment of Section 210 of the Mysore Land Revenue Code, 888, Re. Reducing the Number of Revenue Appeals.

4) To the Compiler Mysore Gazette

Notification No J 2389 dy 6-1-191

Orders the Publication of the bill under Rule 32 of the rules of business of gen Cls

W D 88—GPB—50,000—24

A Venkatarama.

G. R. S. 11] 1916.-17

GENERAL AND REVENUE SECRETARIAT.

(Legis)

NOTES.

Previous Reference
L.R. 211-16

File No. 10-16

FILE HEADING.

Amendment of section 210(2) of the Mysore Land Revenue Code, 1888, re reducing the number of revenue appeals.

From

No.	Dated	Received
Diary No.	Enclos. 9 Spare Copies.	Serial No.

BRIEF ABSTRACT OF LETTER.

NOTES AND ORDERS.

G. O.
No. R 3086-L.R. 211-16-2 & 18/9/16
re reducing the number of revenue appeals.
Asst. Secy's orders
"B. III Legis. Open file and send up draft in 2 days" ents. F.S. 18/9

NOTES—First Sheet.

G. R. S. 12]

General and Revenue Secretariat. | Legis File No. 10 of 1916.

Serial No. 1) Subs.

Sub-section (2) of sec: 210 expressly declares that 'no appeal shall lie to Govt from an appellate decision or order passed by the Rev: Commr except on a point of law or usage having the force of law. Therefore the only other point to be provided for is that his decision or order on a second appeal shall be final and no appeal shall lie in such cases to Govt.

2) Therefore a third ~~clause~~ sub-section as follows may be added

"(3) The decision or order passed by the Revenue Commissioner on a second appeal shall however be final and no further appeal shall lie to Govt on such decision or order". ~~If approved a draft Bill~~ A draft Bill is also put up.

27/9/16

3) A revised draft is submitted herewith for favourable approval. After approval, the file has to be circulated with the Dewan's permission to the Hon

Fair draw
File had been given to Bill for the Commissioner's Conference at Mysore in Oct: 16 and was received back in [illegible] 11/16

[illegible] 16

NOTE—Contn. sheet.

GPB—70,000—17-12-15

G. R. S. 12]

General and Revenue Secretariat. | Legis File No. 10 of 1916.

Serial No.

Members of Council. This is a schedule case.

Bannerjee 1.11.16

1) First Member) Draft approved. Please circulate

Dewan) 2/11

Dwarkanath 3/11

2321 / 3.11.16.

Fadzhai

2) The draft may kindly be examined by the General Secretary also and initialled. The papers may then be circulated.

8.11.16

C-S ai 18/11

114 / 18.11.16.

Second Member) 20.11

Dwarkanath 18/11

18.11.16

3) Draft Final Note is submitted for favour of approval.

21/11

721 / 22.11

First Member)

4) Fair Final Note signed by the Member is put up

22/11/16

5) Draft Note of Submission is submitted

NOTE—Contn. sheet.

GPB—70,000—17-12-15

666

G. R. S. 12]

General and Revenue Secretariat.	Legis File No. 10 of 1916.

Serial No.

approval.

2983
23-11-16

Secy to Govt

Dewan

Dewan Sahib
23/11

Final Note by the First Member of Council.

Subject:—

Amendment of Section 210 (2) of the Mysore Land Revenue Code, 1888, for reducing the number of revenue appeals to Government.

---

* W.
LR 3086/LR 211-16-2

10) Government in their order No.R.3086-L.R.211-16-2 dated 18th September 1916 directed that with a view to reduce the number of revenue appeals to Government, no appeal shall in future be entertained from an appellate decision or order passed by the Revenue Commissioner on points of fact and the orders of that authority passed in a second appeal shall be final and not appealable to Government on any ground. They further directed that section 210 (2) of the Land Revenue Code should be amended accordingly.

Draft Law approved

11) The draft Bill accordingly prepared has been approved by all the members of Council.

12) Sanction of His Highness the Maharaja to place the Bill before the Legislative Council is now required.

22nd Nov 1916

Submitted to His Highness.

13) I submit herewith the final note by the First Member of Council on the Bill to amend section 210(2) of the Mysore Land Revenue Code, 1888, for reducing the number of appeals to Government, and solicit sanction to place the Bill before the Legislative Council.

M. Visvesvaraya

25th Nov 1916.

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Permission to place before the - Legislative Council, a bill to amend Section 210 (2) of the Mysore Land Revenue Code, 1888, for reducing the number of revenue appeals coming up to Government.

586

Order.

14) *Approved.*

15) *Vide D.O.letter No.143 dated 29th November 1916, from the Private Secretary to His Highness.*

17) Lewton

29.11.16.

D.O.143.
Enc.one with 33 files.

THE PALACE,

M Y S O R E,

29th November 1916.

My dear Sir,

I am directed to return the Files noted in the enclosed list and to say that His Highness approves of - your recommendations in all cases.

The files have not been initialled by His Highness owing to his illness.

Yours sincerely,

Sd/- R.H. Campbell.

Sir M. Visvesvaraya, K.C.I.E.,
Dewan of Mysore,
Mysore.

x x x x

File No.5835. Subject.- Permission to place before the Legislative Council a bill to amend Section 210 (2) of the Mysore Land Revenue Code, 1888, for reducing the number of Revenue appeals coming up to Government.

x x x x

" COPY "

Under Secretary on duty
with the Dewan.

g1253

G. R. S. 12]

General and Revenue Secretariat.

Legis File No. 10 of 1916.

Serial No.	
	19) Subd. with a draft to the Residency
1/12/16	20) The typed copy put up for being sent to the Residency has to be attested.
1/12/16	21) For favour of Dewan's approval Eg 4/12
	Secy 22) Dewan Dewan's approval 4/12 Eg 4/12
3186 2.12.16	23) The draft approved by the Dewan has been issued and placed on file. Please see Dy. No. 4493 dated 4.12.16. Dwct 7/12 Eg 7.12
SA Legis 7/12	CSR
2.	To The Honble D. V. Cobb Esq M. A. D.O. no 4493 4th Dec. 1916 Forwards a copy of a bill further to amend the Singore Board Rev. Code 1884 and states that the Bill will be placed before the Legislative council.
3	No 8836 dated 12th Dec: 1916 From the F. A. Resident. Informs that the Resident has no prima facie objection to the Bill being placed before the Legis. Cl. Subd. for orders as to the member who will be in charge of the Bill. At the next meeting of the Legis. Council

NOTE—Contn. sheet.

GPB—70,000—17-12-15

f 1255

G. R. S. 12]

General and Revenue Secretariat. | Legis File No. 10 of 1916.

Serial No.

will not come off before March 17 may the Bill be published under rule 32 of the Legis. Cl. rules.

CB 13/12/16

25) Submitted for orders.

Ex 13/12

26) Let the Bill may be published. It is presumed that the Second member will take charge of the Bill.

Dewan & Sec 21/12

Ex 21/12

117 / 21.12.16.

Second member & First member.) 27) Yes. WP 21/12

Dewan 21/12

Ex 21/12

1236 / 22.12.16.

28) This may now be done

Secy 22/12

22/12

Dewan 22/12

Ex 22/12

29) Subd. with a draft notn.

CB 26/12/16

30) Under the Rules the orders of the Dewan are required for publication.

Ex 26/12

3714 / 28.12.16

Secy Dewan) 31) The draft may be approved.

Dewan & Secy 28/12

Ex 28/12

32) Draft as per order of Dewan

2.1.17

Dewan 2/1

33) Done

Ex 3/1

4 Issued. Notn No 2388-Legis 10-16-4 dated 6/1/17 to the Compilation Mysore Gazette Orders the publication of the Bill under rule 32 of the Rules of business of the Legis Cl

Ex 3/1

NOTE—Contn. sheet.

GPD—50.000—M-42-15

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Ghis 1200 Letter dated 6th Feb: 1917 from Mr B. Narasinga Rao Member, Mysore Legis. Cl., Seringapatam Calls for certain information in connection with the Bill further to amend the Land Revenue code, 1888, (see 210)

34/Subs Under rule 69 of the rules for the conduct of business of the Mysore Legis. Cl any member can apply to the Secretary for any papers or information connected with the business before the Legis. Council and the Dewan has to determine whether

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

W.D. 84—GPB—60,000—20-7-16

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

such and papers or information can be furnished Submitted for orders May Bx I be asked to note the informa called for
7/2/17

~~Sinha~~ 35) For favour necessary information required by the Member

7/2

BST

LR
7/2

the information required by the Legislative Council Member is furnished hereunder:— Column Subd. is approximate —
BS
12/2/17

	Total no. of appeals filed	2nd appeal	3rd appeal	4 appeal	number Reversed	number Confd	no. Remanded
1913-1914	62	4	49	9	16	46	—
1914-1915	61	2	53	6	12	47	2
1915-16	55	2	46	7	15	40	
Total for the 3 years.	178	8	148	22	43	133	2

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

W.D. 84—GPB—60,000—20-7-16

Jud 12 00.

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Information on the 2d point cannot readily be furnished, as each decision has to be gone thro' to find out the point of law involved — & consequently it takes some time; — If the information is wanted, it will be collated —

12/2/17 Br III

MSG 12/2/17

Rec'd 13/2

Submitted MSG 13.2.17 Ml

Dr M. B Narasinga Rao has applied for certain information in connection with Land Rev. Code amendment Bill which will be read at the next meeting. Information can be supplied to the Members by means of interpellation or under Rule 69 of the Rules of business under that Rule, the Dewan has

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

W.D. 84—GPB—60,000—20-7-16

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

---

to determine whether such information can be furnished

3b) Submitted for favour of orders.

EB 17/2

Secy)

1) The request may be complied with, the information very Strained.

First Member)

Dewan)

1888/16.2

dated 16/2

EB 16/2

4771 (illegible) 17.2.17

3c) Yes Sir.

16/2 dated 16/2

EB 16/2

3d) Done (illegible)

19.2.17 Ko dated 19/2

4a) Draft

EB 19/2

4b) Submd. with a sheet -

21/2

4c) Done

EB 21/2

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

W.D. 84—GPB—60,000—20-7-16

G.R.S. III—3]

q Jud 1360-16

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Jud 1360-16

~~Sect~~ Letter dated 6/3/17
From Mr. B. Narasinga Rao
Requests certain further information re appeals

Rw 553-16 R 7/3/17

42/Subd. May this be sent to Br. I for furnishing the information required by Mr. Narasinga Rao

7/3/17

7.3

Mr B S Rao

Br I)

The information required is promptly as follows:—

	Total no. of 3rd appeals.	Total no. of 4th appeals.	no. of ~~appeals~~ cases reversed — 2nd appeal.	4th appeals	no. remanded
1913-14	49	9	11	2	—
1914-15	53	6	8	2	2
1915-16	46	7	11	4	—

N.B. The figures are only approximate

Subd PS. 9/3.

Br III)

9/3/17

9.3.17

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

W.D. 84—GPB—60,000—20-7-16

9 Wis 1360-16.

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

---

4) Sent. with a draft-reply
12/3/17

45) Done
WB

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

W.D. 84—GPB—60,000—20-7-16

G. R. S. 12]

General and Revenue Secretariat. | Legs File No. 10 of 1916-17

GEN. & R. I ISSUE. 1 – MAY 1917

Serial No.

Rev. 747-16 R 4.5.17

46) Secy. In view of the discussion in the Legs. Cl. on 28/3/17 wherein almost all the non-official members were against the Bill the mover (the Second member) concluded by saying that under the circumstances Govt will not press the motion to a division at this sitting and all the opinions put forward will be duly considered and the whole position reviewed in due course. (vide page 15 of the abstract proceedings put up). May the file be now therefore sent back to Branch I for reconsidering the question and for deciding if any further action may be taken

3/5/17

3/5

BrI)

47) Submitted for orders.

4.5.17 Rev Secy)

4/5/17

48) Further action may be defered.

2nd member) 37) Please put up a draft letter to Govt of Bombay in the dept. back 5/5/17.

Rev. 735-16 10/ 5-5-17

relating to Constn of C. Committee

NOTE—Contd. sheet.

Framed by L.R. Code. 1906.7 2m also [illegible] Bombay & Bengal. Capl. 7.5.17

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2

General and Revenue Secretariat. | Legis File No. 10 of 1916.

Please refer to 2 Statement in the linked file - 9 - (L.R. 211-16)

Serial No.

48. Section 210(2) of the Mysore Land Revenue Code corresponds to section 204 of the Bombay Land Revenue Code. In Bombay, the order passed by the Commissioner on appeal of a Division is final. No appeal lies against his order both on facts and on law. In Mysore the order of the Revenue Commissioner passed on appeal is final only on facts and an appeal lies to Govt. on a point of law.

49. The red book correspondence referred to by the second Member is also put up for perusal. (Para 87).

Submitted for orders.

21/5 40 2d Member)

29.5.17

Mon 30.5.17

Z

418. 31.5.17

51. Maybe 2nd Bn. for the present

G. 6

To Br III

52. Please take the papers of your Br and return the file of this Br

Mon 5/6

6/6/17

Helm 11/6.

NOTE—Contn. sheet.

1155

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2

General and Revenue Secretariat.

Legis File No. 10 of 1916.

Serial No.

63) Secy. for perusal of the 2nd Member's orders at para 41.

64) The papers of Br. I ~~have been~~ will be separated and returned to that Branch

CB 14/6/17

SS 15/6

Br. I 15/6/17

The Branch I papers were detached and returned to Br. I

CB 15/6/17

NOTE—Contn. sheet.

Comparative statement showing the practice obtaining in the Presidencies of Bombay and Madras and the Mysore State regarding the appeals under the V.O. Regulation.

Appeals under the Village Offies Regn.	Rules prevailing in Bombay	Rules prevailing in Madras	Rules prevailing in Mysore	Remarks
1) Appeals re appointment selection etc of village officers.	Only one appeal is allowed under Sec. 77 of the Bombay Watan Act. If the original order is passed by the Asst. Collector, an appeal lies to the Collector. If the original order is passed by the Collector, the appeal lies to the Comm^r. of the Division whose decision is final. No second appeal lies in any case.	I(a). Only one appeal is allowed. If the original order is passed by the Divisional Officer, an appeal lies to the Collector. If the original order is passed by the Collector, an appeal lies to the Board of Revenue. No second appeal is allowed in the above cases.	I(a). Only one appeal is allowed. If the original order is passed by the Sub Division Officer, an appeal lies to the Deputy Comm^r. If the order is passed by the Dy. Comm^r, an appeal lies to the Rev: Comm^r. No second appeal is allowed in miscellaneous proceedings (See 17 of the V.O. Regn.)	No change necessary (Init) A.R.B. 23/5/16.
		I (b) Appeals against punitive orders: Only one appeal is allowed but in cases of dismissal, a second appeal is allowed to the Board of Revenue.	I(b) Appeals against punitive orders. A second appeal is allowed in cases of dismissal or removal of Village officers.	"I think the Madras rule may be adopted." (Init) A.R.B. 23/5/16
		I(c) Suit Appeals. In Suits a second appeal is allowed to the Board of Revenue in the case of Headmen & Karanams.	I(c). Suit Appeals. In suit appeals, a second appeal is allowed to the Rev: Comm^r. A third appeal to Govt is	"Third appeal should be disallowed" (Init) A.R.B 23/5/16

Statement (continued).

Appeals under the V.O. Regn.	Rules prevailing in Bombay	Rules prevailing in Madras	Rules prevailing in Mysore	Remarks
			allowed if a point of law is involved. (Proviso to Sec. 17 of the V.O. Regn.).	
II. Review.	A Collector cannot review his own order. (Page 139 of the Bombay Vatan Act)	Reviews are inadmissible in suits. (Page 273 of the Standing orders of the Board of Revenue)	An officer cannot review his own order in suits.	
III. Revision.	Powers of revision are vested in Govt. (See 79 of the Vatan Act)		Powers of revising the order of Subordinate officer which is declared final, is vested in Govt. [See 218 of the L.R. Code].	

Appeals regarding destruction of sandal trees in occupied lands or elsewhere.	Rules prevailing in Bombay.	Rules prevailing in Madras.	Rules prevailing in Mysore.	Remarks.
Injury to Sandal trees in occupied lands or elsewhere.	No special rules. but are treated like other kinds of timber on occupied lands. Sandal is not the monopoly of Govt. Forest officers are authorised to Compound such offences.	Same as in Bombay Presidency. Sandal is not the monopoly of Govt. Forest officers are authorised to Compound such offences.	Sandal is the monopoly of Govt. irrespective of the place where it is found whether in private holdings or not. The offenders are liable to be prosecuted in Criminal courts. On the Revenue side, the D.C. after consulting the Forest Dept in the matter of assessing the damages has to pass an award which will be recovered as a revenue demand. Against his order, an appeal lies to the Rev: Comr. under Sec 210. of the L.R. Code. On a point of law, another appeal lies to Govt. against the Rev. Court's order. Sec. 210 (2) of the L.R. Code. Recently this section has been ordered to be amended & there will be no appeal to Govt. hereafter.	

21/9/16

Legis 10-16 &c

Proceedings of the Govt. of H. H.
the Maharaja of Mysore.

Read

Interpellation No 17 at the
meeting of the Mysore Legislative
Council held on 28th April 1916.
Re - the desirability of Reducing
the Number of Revenue appeals.

Order No R 3086/LR-211-16-2

Dated, Bangalore
18th September 1916

Revenue appeals are of two
kinds viz, those falling under
the Land Revenue Code and
the Rules framed thereunder
and those falling under the
Village Offices Regulation.
The former of these is
governed by Section 210 of
the Land Revenue Code and
the latter by the provisions
of the Village Offices Regulation

P.T.O.

2/ Under Section 210 of the Land Revenue Code an appeal lies from any decision or order passed by a Revenue officer under this Regulation or any other law for the time being in force, to the officers immediate superior authority, whether such decision or order may itself have been passed on appeal from a Subordinate officer's decision or order or not. But the decision or order of the Revenue Commissioner is final on a point of fact and under Section 210(2) of the Land Revenue Code, an additional appeal lies to Government against his order if a point of law is involved. In practice this restriction has not

been adhered to and even
Third and fourth appeals
have been entertained
on questions of fact thereby
disturbing the finality of
orders fixed by the rules
and Regulations and
Causing much unnecessary
hardship to parties and
waste of public time
With a View to reduce
such appeals Government
are pleased to direct
that no appeal shall
in future be entertained
from an appellate decision
or order passed by the
Revenue Commissioner
on points of fact and
the orders of that Authority
passed in a Second

appeal will be final and
not be appealable to
Government on any ground
Section 210 (2) of the Land
Revenue Code will be amended
accordingly ——

(Sd) L. Krishnarao
Offg. Secretary to
Govt. Rev Dept.

To
The Revenue Commissioner in Mysore.
" Deputy Comm[r] of District.
" Secy. to Govt. Legislative Dept.
for favour of necessary action

" Copy "
ARW
19/1/18

G. R. S. 26]

Legis File No. 10-16
Serial No. 2

Diary No. of letter replied to .....

Do No. 4493 dt 4.12.16.
En: Two

General and Revenue Secretariat
( )
, *the* 191 .

Date of issue 4.12.16.

Signed by Dewan

To

My dear Mr. Cobb

I enclose herewith copy of a Bill further to amend the Mysore Land Revenue Code, 1888. The Statement of Objects and reasons explains clearly the scope of the measure. The Bill will be placed before the Legislative Council in due Course.

Yours very sincerely
RC
Dewan

Secy 7/12 4.12.16

SUBJECT.

To The Hon'ble H. V. Cobb Esqr
M.A. (Oxon) C.S.I., C.I.E.

10 spaces
1/3 margin

A Bill further to amend the Mysore Land Revenue Code, 1888.

Whereas it is expedient further to amend the Mysore Land Revenue Code, 1888; His Highness the Maharaja is pleased to enact as follows:-

Amendment of section 210 of the Code.

In section 210 of the Mysore Land Revenue Code, 1888, the following new sub-section shall be added:-

"(3) The decision or order passed by the Revenue Commissioner on a second appeal shall however be final and no further appeal shall lie to Government on such decision or order".

In sub-section (2) of section 210 of the Mysore Land Revenue Code, the following words shall be added after the words "his own place":-

"in the case of a decision or order passed by him in first appeal."

Statement of Objects and Reasons.

Under sec: 210 of the Mysore Land Revenue Code, 1880, an appeal lies from any decision or order passed by a Revenue Officer under this Regn: or any other law for the time being in force, to that officers immediate superior authority, whether such decision or order may itself have been passed on appeal from a subordinate officer's decision or order or not. But the decision or order of the Revenue Comm: is final on a point of fact and under sec: 210 (2) of the Land Revenue code an additional appeal lies to Govt: against his order of a point of law is involved. Government are of opinion that even then a large number of third and fourth appeals come to Govt: and further restrictions are necessary

It is therefore proposed to make the Revenue Commissioners decision or order on a second appeal final and not to allow in such cases a further appeal to Govt on points of law

2/11

48
1/11

4103

J 1255

BANGALORE.

12th December 1916.

Regn 10-16-3

D. O. No. 8836.

Secretary 12/12/16 Dc. 13/12

My dear Sir M. Visvesvaraya.

I am desired to acknowledge the receipt of your d.o. letter No. 4493, dated the 4th December 1916, forwarding a Bill further to amend the Mysore Land Revenue Code, 1888, and, in reply, to say that the Resident sees no prima facie objection tothe Bill being laid before the Legislative Council.

Yours sincerely

H. St. J. Meares.

Sir M. Visvesvaraya, K.C.I.E.,

Dewan of Mysore.

Jr. 458.
3/10

G. R. S. 26]

Legis. File No. 10-16

Serial No. 4.

Diary No. of letter replied to .....

Notification

No. J 2389 Legis

General and Revenue Secretariat

( )

, *the* 191 .

~~To~~ Under Rule 32 of the Rules for the conduct of business of the Mysore Legislative Council the following Bill further to amend the Mysore Land Revenue Code, 1888, is published for general information together with a statement of objects and reasons.

By order

Date of issue 6th January 1917

Signed by Mr. G. Sullivan Offg

2-1-17
KB

Secretary, Mysore Legislative Council

[Here print the accompanying Bill with Statement of Objects & Reasons.

over.

KB
26-12-16

SUBJECT.

To the Compiler, Mysore Gazette for publication in Part III of the ~~Ord~~ Gazette in English and in Kannada and for supplying 100 spare copies in English and 25 in Kannada. Proof should be sent to this office for approval before publication.

Statement of objects and reasons.

Under section 219 of the Assam Land and Revenue Code, 1886, an appeal lies from any decision or order passed by a revenue officer under this regulation or any other law for the time being in force, to that officer's immediate superior authority, whether such decision or order may itself have been passed on appeal from a subordinate officer's decision or order or not. But the decision or order of the Revenue Commissioner is final on a point of fact and under section 219 (2) of the Land Revenue Code an additional appeal lies to Government against his order if a point of law is involved. Government are of opinion that even then a large number of third and fourth appeals come to Government and further restrictions are necessary.

It is therefore proposed to make the Revenue Commissioner's decision or order on a second appeal final and not to allow in such cases a further appeal to Government even on points of law.

A Bill further to amend the Mysore Land Revenue Code, 1888.

Whereas it is expedient further to amend the Mysore Land Revenue Code, 1888; His Highness the Maharaja is pleased to enact as follows:-

Amendment of Section 213 of the Code.

In sub-section (1) of Section 213 of the Mysore Land Revenue Code, the following words shall be added after the words "the force of law":-

"in the case only of a decision or order passed by him in first appeal"

NOTIFICATION.

No. J. 2389—Legis. 10-16-4, dated 6th January 1917.

Under Rule 32 of the Rules for the conduct of business of the Mysore Legislative Council the following Bill further to amend the Mysore Land Revenue Code, 1888, is published for general information together with a statement of objects and reasons.

A Bill further to amend the Mysore Land Revenue Code, 1888.

Whereas it is expedient further to amend the Mysore Land Revenue Code, 1888; His Highness the Maharaja is pleased to enact as follows:—

Amendment of Section 210 of the Code.

In sub-section (2) of Section 210 of the Mysore Land Revenue Code, the following words shall be added after the words "the force of law":—

"in the case only of a decision or order passed by him in first appeal."

STATEMENT OF OBJECTS AND REASONS.

Under Section 210 of the Mysore Land Revenue Code, 1888, an appeal lies from any decision or order passed by a Revenue Officer under the Regulation or any other law for the time being in force to that officer's immediate superior authority, whether such decision or order may itself have been passed on appeal from a subordinate officer's decision or order or not. But the decision or order of the Revenue Commissioner is final on a point of fact and under Section 210 (2) of the Land Reveuue Code an additional appeal lies to Government against his order if a point of law is involved. Government are of opinion that even then a large number of third and fourth appeals come to Government and further restrictions are necessary.

It is therefore proposed to make the Revenue Commissioner's decision or order on a second appeal final and not to allow in such cases a further appeal to Government even on points of law.

By Order,
G. SREENIVASA IYER,
Secretary, Mysore Legislative Council.

B. NARASINGA RAO,
FIRST GRADE PLEADER,
AND
MEMBER, MYSORE LEGISLATIVE COUNCIL.

No. 1200-16 of 1770.

SERINGAPATAM

6. 2. 1917.

To,

GEN. & REV. SECRETARIAT
JUDICIAL
FEB 1917

G. Veerarusa Iyer Esqre B.A & M.L.
Secretary,
The Mysore Legislative Council
Bangalore.

Sir,

With regard to the bill to further amend Sec: 210 of the Land Rev: Code, which I take it will be introduced in the Legislative Council at its next sitting, I have the honor to request that you will be pleased to furnish me with the following information:—

(1) In the preceding 3 years viz: 1913-14, 1914-15, 1915-16 the no: of appeals filed from the decision of the Rev: Commissioner.

(2) Out of the said no: of appeals how many are 3rd or 4th appeals involving questions of law or usage having the force of law and in how many such appeals the decision of the Rev: Commissioner was reversed or modified?

I have the honor to be
Sir
your most obedient servant

B Narasinga Rao

Jris 1350-16.

B. NARASINGA RAO,
FIRST GRADE PLEADER,
AND
MEMBER, MYSORE LEGISLATIVE COUNCIL.

SERINGAPATAM

6. 3 1917.

GEN. & REV. SECRETARIAT
III
JUDICIAL
MAY 1917

To

G. Veeraraghavayya Esq: B.A. M.L.
Secretary,
to the Mysore Legislative Council,
Bangalore.

Sir,

With reference to your letter no: 360 LC dated 22nd February last, furnishing me with a statement showing the no: of appeals filed against the decision of the Asst: Commissioner & their disposal, I have the honor to point out that you have given the total no: of appeals in which the decision of the Asst: Commissioner was reversed in reference to the whole no: of appeals filed including the 2nd appeals.

The information I wanted was that in how many 3rd & 4th appeals alone the decision of the Asst: Commr: was reversed by Govt: & remanded for further information or evidence & I request that you will be pleased to furnish me with the same at your earliest convenience in the undermentioned form.

Thanking you in anticipation,

9

Office of the Secretary
Mysore Legs. Council

G. R. S. 26]

GEN. & REV. SECRETARIAT. 3 TYPING Sec. 22 FEB 1917

File No.

Serial No.

Diary No. of letter replied to This 1200

No. G.C.360

General and Revenue Secretariat
( )
, *the* 191 .

To

~~Secretariat~~

B. Narasinga Rao Esqr
Pleader and
Member, Mysore Legis Cl,
Seringapatam

Date of issue 22-2-1917

Signed by M. C. Srinivasachar

Sir

With reference to your letter ~~No~~ dated 6th Febr: 1917 requesting certain information in the matter of Revenue appeals I am directed to forward the accompanying statement.

I have &c.

SUBJECT.

Secretary
Mysore Legis. Cl.

22-2-17

27/2

Statement shewing the number of appeals filed against the decision of the Revenue Commissioner

~~Year~~	Total No. of appeals filed	Second appeals	Third appeals	Fourth appeals	No. Reversed	No. Confd.	No. remanded
1913-14	62	4	49	9	16	46	-
1914-15	61	2	53	6	12	47	2
1915-16	53	2	46	7	15	40	-
Total for the 3 years	178	8	148	22	43	133	2

~~It was not possible to state amount of stamp fees in these cases~~

21/4/17

G. R. S. 26]

GEN. & REV. SECRETARIAT. TYPING Sec. 12 MAR 1917

Leis File No.

Serial No.

Diary No. of letter replied to .....

No. 3335 Judl C

General and Revenue Secretariat

( )

, *the* 191 .

To

B. Narasinga Rao Esqr.
First Grade Pleader
and Member, Mysore Legislative
Seringapatam

Date of issue 12/3/17

Signed by M. G. Srinivasa Ayyar

Sir

In reply to your letter dated 6th March 1917 asking for further information ~~matter on the~~ as to the number of cases reversed and remanded out of the 3rd and 4th appeals ~~from Assay~~ 1913-14 to 1915-16

over.

SUBJECT.

I am directed to forward herewith a statement containing the information

I am further to state that the figures given are only approximate ~~ones~~

I have &

for Secretary to Govt.

E. D.

List of enclosures

Copied by

Examined by

GPE—20,000—10-10-14